

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

TARA L. LONG and TODD J. LONG, Administrators of the Estate of TAMMY E. LONG, Deceased	:	
	:	
	:	CIVIL ACTION
	:	NO. 15-cv-01447
Plaintiff,	:	
	:	
v.	:	
	:	
ARMSTRONG COUNTY, d/b/a ARMSTRONG COUNTY JAIL and DAVID HOGUE	:	(ELECTRONICALLY FILED)
	:	
	:	JURY TRIAL DEMANDED
	:	
Defendants.	:	
	:	

**MOTION TO STRIKE PORTIONS OF PLAINTIFF'S COMPLAINT PURSUANT TO  
FED. R. CIV. P. 12(f) OF DEFENDANTS, ARMSTRONG COUNTY  
AND DAVID HOGUE**

Defendants, Armstrong County, d/b/a Armstrong County Jail and David Hogue, by and through their attorneys, The MacMain Law Group, LLC, hereby move This Court for an Order striking paragraphs forty (40) through forty-nine (49) of Plaintiff's Complaint pursuant to Fed. R. Civ. P. 12(f)

The grounds of this Motion are more fully set forth in the Brief in Support of Defendants' Motion, which was filed simultaneously with Defendants' Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6) on January 8, 2016.<sup>1</sup>

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<sup>1</sup> If the Court declines to grant Defendants' Motion to Dismiss (Doc. 9.), Defendants respectfully request that the Court consider the present Motion to Strike.

Respectfully submitted,

Date: January 12, 2016

s/ David J. MacMain

David J. MacMain (ID No. 59320)

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**CERTIFICATE OF SERVICE**

I, David J. MacMain, Esquire, hereby certify that on this 12<sup>th</sup> day of January, 2016, the foregoing was filed electronically and is available for viewing and downloading from the United States District Court of the Western District of Pennsylvania. The following was served via the ECF system:

George M. Kontos  
Katie A. Killion  
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*Attorney for Plaintiffs*

**THE MACMAIN LAW GROUP, LLC**

Dated: January 12, 2016

By: /s/ David J. MacMain  
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*Attorney for Defendants, Armstrong County,  
d/b/a Armstrong County Jail and David Hogue*